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TRYING TO AVOID LITIGATION

MATTER OF PATCH OF SLIDING GROUND ON IRVING AVENUE IMPROVEMENT IS A VEXATIOUS PROBLEM.

That the city authorities are finding themselves in a serious dilemma over the question of the patch of sliding and subsiding ground in the Irving street improvement seems to be admitted from several sources.

If the work on the improvements were to be stopped now, it is feared that certain ones within the assessment district would endeavor to free themselves from liability under their assessments.

That is one horn of the dilemma that presents itself.

On the other hand, if the work is continued with, and accepted, it is taken as almost a foregone conclusion that it would only be a matter of days or weeks before the street would be impassible; and the question naturally arises: can the property owners be compelled to pay for work that they and others knew in advance would turn out to be merely so much botch work. That is the other horn of the dilemma.

Either way the situation seems to point to possible litigation. If the work is continued as at present, and accepted as soon as the thoroughfare can be made to retain even a semblance of completeness, that would leave the property owner to bear the burden of an unfinished job. On the other hand, if the work be given a pause now, and some new contract made, can the property owners within the assessment district still be held liable for the work that has already been done.

Just how serious the situation is may be guessed from the fact—as fact it apparently is—that E. A. Girding, the contractor, who is working further along on Irving avenue to the west, and is disposing of a lot of earth, has already been hauling dirt for seven weeks and putting it on the place that sinks. Yesterday it was said at the city hall that Mr. Girding's seven weeks' work has not filled up the place a foot. It sinks as fast as filling up.

Down near the water front there was a small barn, or shed. The moving earth, with the action of a terminal moraine, started to carry this shed along towards the water. A tree stood there, also having a movement, albeit slower. The shed struck the tree, and one side of the shed was literally torn off. This happened with the past week.

The article in The Astorian yesterday in relation to the matter attracted much attention and also caused some of the wisecracks to suggest plans for handling the sliding hill. The plan of building deep concrete foundations, sunk right into the soapstone foundation, is suggested. Another plan is to explode dynamite, or nitro glycerine, down in the soapstone foundation, thus breaking up the smooth and slippery surface.

City Attorney Abercrombie, when seen by a representative of the Astorian, suggested a plan which would apparently solve the problem of avoiding litigation and at the same time of allowing a cessation in the work to the end that some plan for stopping the subsidence may be found, if it be possible to find a plan. Mr. Abercrombie's idea is to simply continue Mr. Goodin's contract for six months or a year, to allow ample time to study the situation, and then to impose another assessment district right over the present one, or over a portion of the present one. This plan would not permit any to escape from their present liability under the existing assessment and would at the same time permit a new assessment for additional expenses, if found necessary.

The sliding or subsiding place is between Eighteenth and Nineteenth streets, and is not many feet in width. On both sides of this the earth is perfectly solid. Of course there is no blame to be attached to anyone, not to the contractor, or to the city officials. It is simply a condition, and a vexatious one, that has arisen to confront them. Naturally Contractor Goodin wishes to come out whole on the matter, and just as naturally the property owners wish to conserve their rights as best they may.

Henry M. D'Elia, who resides at 381 Twentieth street, called at the office of The Astorian yesterday for

the purpose of making it clear that the sliding land is not near his place. His land is over a block away from the little spot that sinks.

RECOVERS HIS SIGHT.

Nearly Ninety. And Now Sees After Many Years.

NEW YORK, Aug. 12.—Ephraim Baylis, regained his sight partially on his eighty-ninth birthday after having been totally blind for ten years. Mr. Baylis, who lives in Jamaica, has prayed constantly that sight might be restored to him, and he says, has never lost faith that his prayers would be answered. To test his renewed power of vision his daughter, Ella Baylis handed the family bible to him. "A birthday gift from Heaven," cried the old gentleman joyously. "I can read the words, 'family bible,' on the cover. Mr. Baylis suffered a stroke of apoplexy ten years ago. While he was ill cataracts formed on his eyes and he became stone blind. His family physicians called specialists on the eye in consultation. Nothing could be done for the blind man, they said.

Nor is the partial restoration of his eyesight explained. Mr. Baylis said he rubbed his eyes very hard on Thursday, a sharp pain darted through his right eye, which he endured for half an hour. Then he could see dimly. He cannot read fine print, but decipheres coarse print and figures on calendars and recognizes his friends' faces.

WICKERSHAM WINS OUT.

Alaska Returns go Strongly Against Hoggatt Faction.

SEATTLE, Aug. 12.—Up to a late hour this morning the returns from Alaska give James Wickersham, formerly judge of the third judicial division of that territory, a big majority. The fight was on the lines of territorial government and the fact that Wickersham is the bitterest political enemy that Governor Hoggatt has indicates that for the second time the people of Alaska have recorded themselves against Hoggatt, who while an appointed officer, has constantly interfered with the work of the delegate in congress in seeking home rule. Wickersham has carried every town heard from so far and this includes Wrangle, Ketchikan, Juneau, Skagway, Douglas, Valdez and Fairbanks, in the latter place getting a big majority over all other candidates.

Reports which are coming indicate that he will win out by over a thousand majority.

FOR GOLF CHAMPIONSHIP.

National Tournament Will be Held Near New York.

NEW YORK, Aug. 12.—The program for the 14th annual amateur championship tournament of the country given out last night by W. F. Morgan, secretary of the United States Golf Association, presents several departures in conditions. The blue ribbon event of American golf will be held over the links of the Garden City Golf Club, September 14 to 19. This makes a solid week of competition and it is the only tournament in the country that will require six days to run off. The conditions will interest devotees of the game chiefly for their novelty. On Monday the first day, there will be an 18-hole medal round, 64 players to qualify. Tuesday morning there will be another 18 holes of medal play, and the 32 contestants having the best score for the 36 holes will qualify for the championship.

Match play will begin that same afternoon with a round of 18 holes, but the next four days' matches will consist of 36 holes. This provision for all day matches in every round save the first approaches nearer the ideal system or rather the system favored and regarded as the best by a majority of the country's leading players.

RECEIVERS FOR PILLSBURY'S

MINNEAPOLIS, Aug. 12.—On application of receivers for the Pillsbury-Washburn Flour Mills Company, limited, Judge Purdy in the United States Circuit Court yesterday appointed Charles Amsden and Henry F. Douglas receivers for the Minneapolis and Northern Elevator Company, a subsidiary corporation.

The Minneapolis and Northern Elevator Com. operates the one hundred elevators in Minnesota and North Dakota, which supply the Pillsbury Washburn flour mills with grain.

We have a complete Stock of
**Fruit Jars
Jelly Glasses
Jar Tops and Rubbers**
Our Prices Are Right

ACME GROCERY CO.
HIGH GRADE GROCERIES
521 COMMERCIAL STREET PHONE 681

ALONG THE DOCKS OF ASTORIA

ALESIA DUE IN ON SUNDAY NEXT—TATOOSH MAKES FUTURE RUN UP COAST—HAMMAND RAFT DOWN—NOTES.

Yesterday the North Head people wired into the city that the bar pilot boat Pulitzer has hoisted her "Y. P." flags, which means "a tug wanted at once," and in obedience to the call, Captain Charles Bailey went outward with the Tatoosh to serve in the case. He found that passing steam schooner had left word with the pilots on the Pulitzer that there was a square rigger well inshore at anchor about 12 miles up the coast, and the Tatoosh swung up that way for that distance in hope of rendering aid if it was needed but could find no trace of the vessel thus reported, which must have caught a saving wind and hauled off. The "Tat" returned to port.

The river tow-boats Sarah Dixon and M. F. Henderson arrived down yesterday afternoon with a huge sea raft belonging to the Hammond Lumber Company, and took it to an anchorage in the lower harbor, where she will be picked up this morning by the Hammond steamer Geo. W. Fenwick, which left Gray's Harbor yesterday morning for this port and this tow, which she will take on to San Pedro, after discharging her big lumber cargo at San Francisco.

The Portland-Asiatic steamship Alesia is now in San Francisco and is due in this port on Sunday next. All these vessels are discharging cargo at the Bay City these days, much to the chagrin of Portland, which is their charter port under ordinary circumstances, and it does not look just right.

It was reported here yesterday that one of the Samson's big rock barges had broken loose in the night.

TEA
Good tea and tea are quite different, both grow on the same bush.
our grocer returns your money if you don't like the Schilling's Best; we pay him.

from the jetty docks and was flirting around the bar waters. If true, the vagrant must have been rounded up, for the Samson had her complement of tows when she went up to the quarries last night.

The valient little "pup", the Della, arrived in yesterday from the lower coast with her usual load of cheese. Captain Bob Jones has a fine new whale story which it is said he tells the same way twice, without variation, so there must be some solid fact about it.

The steamer Alliance, the old reliable, entered port from Coos Bay yesterday, with plenty of business in her cabins and hold, and went on to the metropolis after a short stay at the Callender pier.

The steamer Breakwater arrived down during the night from Portland, en route to Coos Bay points and will leave out this morning, from the O. R. & N. piers.

The Union line oil tank steamer Argyle came down the river yesterday and went to sea and the California coast without any delay here.

The Spencer came down yesterday with a bunch of freight and quite a passenger list; returning up the river with 33 people from this city.

The British tramp steamship Braemount is due in this port at any hour from San Francisco. She comes after a lumber cargo destined foreign.

The steamer Sue H. Elmore entered port yesterday afternoon from Tillamook waters, with a good load and a number of passengers.

The steamer J. Marhoffer is reported to be due here today sometime for a cargo of lumber.

NOTICE.
The members Beaver Lodge No. 35, I. O. O. F., are requested to attend a regular meeting to be held this (Thursday) evening at 8 o'clock. First degree. Visitors welcome.
OLOF ANDERSON, Secretary.

Summer Excursions
During the months of August and September the Ilwaco R. R. Co. will sell round trip tickets daily from all points on North (Long) Beach to all points on Clatsop Beach at rate of \$1.75. Return limit thirty days.

Subscribe for the Morning Astorian.

..SPECIAL SHOWING..

Ladies' White and Fancy
HANDKERCHIEFS
Ranging in price from 4c to \$2.50
POSITIVELY THE LARGEST AND BEST SELECTED STOCK IN THE CITY

We are receiving express shipments daily from New York with latest novelties in Ladies', Misses' and Children's

Cloaks, Skirts, Suits, Waists, Etc.

Whether buying or not call at the store and we shall be pleased to show you what smartly dressed ladies are wearing this season. We still have a few Summer Suits which are being sold at Astonishingly Low Prices.
The Sensational Directoire Gown, Improved Style, now on exhibition

Jaloff's, The Style Store
537 Commercial Street

AROUND THE HORN

Steamer Acme Arrives in New York From Portland

HAD DANGEROUS VOYAGE

For Seven Days the Vessel Rode a Terrific Sea Practically on Her Beam Ends—Was Thirteen Days Getting Around the Horn.

NEW YORK, Aug. 12.—Deep laden with Oregon pine, the four masted steel bark Acme, an American ship with an American crew, is anchored within the grateful shelter of Staten island. She arrived there yesterday after a voyage of 111 days from Portland, Ore. The trip was replete with incidents. The stirring time for those on board really began on the trip from Kobe, Japan, to Portland, where she went to load for this port.

For seven days the vessel rode a terrific sea practically on her beam ends, with her crew working like mad between decks shifting ballast to bring the Acme back to an even keel. So far over did she go that her main and lower topsail yardarms dragged in the sea. Captain A. F. McKay was obliged to have the crew chop away the stand rigging to the fore, main, and mizzen topgallant masts with their yards.

The Acme's time in making the trip from the Pacific, said Captain McKay, might be marked by moons for they sailed under five full moons on the way around.

"Thirteen days were spent rounding the Horn. The extremity of South America was hidden all this time under a dense fog."

The Acme is one of the biggest sailing vessels under the American flag. Her crew is American, many of them having gone to San Francisco to help rebuild that city. They shipped to get east.

SYRIANS ORGANIZE.

Society Founded in New York For Turkish Reform.

NEW YORK, Aug. 12.—As a result of the recent developments in Turkey, a number of prominent Syrians including the editors of all the Syrian papers in New York, met recently in the apartments of Nakle Moutran Pasha at the Plaza hotel, and at Moutran Pasha's invitation, pledged themselves to espouse the cause of reform in the Ottoman empire. When the conference was ended every Syrian editor in this city had signed an agreement to work for reform in Turkey and the conferees had formed the nucleus of a society which will include Arabic speaking people from all over the world. This society will be known as the Syrian Ottoman Union Society. Its headquarters will be in New York, but there will be branches in Canada, Mexico, Brazil and other South American countries, Egypt, Syria, and most European countries. The Syrian Ottoman Union Society will probably in time supersede the young Turks, whose headquarters for years has been in Paris, but at present the new organization will aim only to work in complete sympathy with those who have accomplished the restoration of the constitution in Turkey.

Nakle Moutran Pasha, founder of the new society is a wealthy man of noble blood who for 17 years was the moving spirit among the young Turks in Paris.

NEW TO-DAY

LADY MANICURIST ENGAGED.
"The Modern," A. E. Petersen's beautiful tonsorial establishment, has been further modernized by the permanent engagement of a highly trained young lady manicurist, who will also serve the house as cashier.

GOOD WOOD.
If you want a good load of fir wood or box wood ring up KELLY the WOOD DEALER, The man who keeps the PRICES DOWN.
Phone Main 2191—Barn, Cor, 12th and Duane.

New Grocery Store.
Try our own mixture of coffee—the J. P. B. Fresh fruit and vegetables. Badollet & Co., grocers. Phone Main 1281.

New Business Venture.
Mr. E. C. Gunall has opened a boot and shoe repairing establishment in the building at the corner of Eighth and Commercial streets, formerly occupied by N. Akerman. Your patronage is respectfully solicited. Open evenings. 7-15-1f

The Clean Man.
The man who delights in personal cleanliness, and enjoys his shave, shampoo, haircut, and bath, in Astoria, always goes to the Occident barber shop for these things—and gets them at their best.

Subscribe to the Morning Astorian, 60 cents per month, delivered by carrier.

Sunday Excursions to Long Beach.
Steamer Nahcotta leaves O. R. & N. dock at 6:45 a. m. daily. Round trip fare to any point on North (Long) Beach, \$1.00, Sunday's only

The very best board to be obtained in the city is at "The Occident Hotel." Rates very reasonable.

The Commercial.
One of the coziest and most popular resorts in the city is the Commercial. A new billiard room, a pleasant sitting room and handsome fixtures all go to make an agreeable meeting place for gentlemen, there to discuss the topics of the day, play a game of billiards and enjoy the fine refreshments served there. The best of goods are only handled, and this fact being so well known, a large business is done at the Commercial, on Commercial street, near Eleventh.

The Palace Restaurant.
Any phase of hunger can be daintily gratified at any hour of the day or night at the Palace Restaurant. The kitchen and dining room service are of the positive best. Private dining rooms for ladies. One call inspires regular custom. Try it. Commercial street, opposite Page building.

Moutran Pasha is here on a political as well as a sight-seeing trip.

For Sale.
Twelve shares Northern Oyster companies stock, one hundred and thirty dollars (130) per share. Apply Imperial Restaurant. 8-9-1f.

Notice.
The gentleman that was seen taking the ladies' silk umbrella from the court house yesterday had better return same to the Astorian office and save himself further trouble.

CABLE FROM ROOSEVELT.
AUCKLAND, N. Z., Aug. 12.—The governor of New Zealand, Lord Plunkitt has received a cable message from President Roosevelt. The contents of the message have not yet been made public.